IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO.36 OF 2007
IN
WRIT PETITION NO.7770 OF 2005

Solapur Sidheshwar Sahakari Bank Ltd. ..Applicant.

V/s.

Appasha Dhondappa Patil ..Respondent.

Mr.Ashoks D.Shety with Rita K. Joshi for applicant.
Mrs.Anjaly H. Helekar for respondent.

CORAM : A.P.DESHPANDE, J.

DATED : 25TH APRIL, 2007.

P.C. :-

. By the present Civil Application prayer for stay of the order passed in complaint (ULP) is made. With a view to execute the order passed in the complaint, the respondent has filed proceedings under section 33C(2) of the Industrial Disputes Act, 1947. By the impugned order dated 11/04/2007 the learned Labour Court has directed the petitioner to deposit the entire money claim which is in the sum of Rs.3,73,757/-. After the deposit of the said amount, the Labour Court has permitted the respondent to withdraw the sum of Rs.50,000/- by furnishing bank guarantee in the sum of Rs.75,000/-. The balance amount of Rs.3,23,757/- is directed to be invested in

Bank of Maharashtra until further orders. The counsel for the petitioner has not challenged the said interim order dated 11/04/2007. However, he apprehends that on passing of a final order, the amount which is invested with the Bank of Maharashtra may also be immediately released in favour of the respondent. In this view of the matter, the learned counsel for the applicant submits that the balance amount of Rs.3,23,757/- should not be released in favour of the respondent as the matter is pending consideration in this Court. In this fact situation, I feel it appropriate to direct the Labour Court not to release the amount of Rs.3,23,757/- which has been kept in fixed deposit in Bank of Maharashtra until further orders and without leave of this Court.

Civil application disposed of.

(A.P.DESHPANDE, J.)